

Certificate of Mailing

EV 227 828 839 US

"Express Mail" mailing number

April 20, 2004
Date of Deposit

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents, P. O. Box 1450, Alexandria, VA 22313-1450

Jeanne H. Guynes

Jeanne H. Guynes
(Signature of person mailing application)

(Typed or printed name of person mailing application)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Date: 4/20, 2004
Paris :
Serial No: : Group Art Unit:
Filed: Herewith :
For: Methods and Devices for Determining Heart Rate : Examiner:
Recovery

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. §1.56 and §1.97.

The Examiner is requested to consider and make of record the references cited on the accompanying Form PTO-1449.

This information Disclosure Statement should not be construed as a representation that a search has been made, nor should it be construed as an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b).

If any fees are required, please charge them to Deposit Account No. 22-0265. This form is submitted in duplicate.

Respectfully submitted,

Steven M. Mitchell

Steven M. Mitchell
Reg. No. 31,857
Attorney for Applicant

PACESETTER, INC.
705 E. Evelyn Avenue
Sunnyvale, CA 94086
Telephone: (408) 522-6101

Date: 4/20/04

LIST OF ART CITED BY APPLICANT (Use several sheets if necessary)				SERIAL NO.		ATTORNEY DOCKET NO. A03P3006 -US1	
Sheet 1 of 2				APPLICANT Paris			
				FILING DATE herewith		GROUP	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
		4,686,988	8/18/87	Sholder	128	419 PT	10/19/84
		4,708,142	11/24/87	DeCote, Jr.	128	419 PT	5/28/85
		4,712,555	12/15/87	Thornander, et al.	128	419 PT	3/27/85
		4,729,376	3/8/88	DeCote, Jr.	128	419 PT	5/28/85
		4,788,980	12/6/88	Mann, et al.	128	419 PG	7/18/86
		4,809,697	3/7/89	Causey, III, et al.	128	419 PT	10/14/87
		4,940,952	7/10/90	Kegasa	331	11	11/7/88
		4,944,298	7/31/90	Sholder	128	419 PG	5/23/89
		4,944,299	7/31/90	Silvian	128	419 PG	8/8/89
		4,969,467	11/13/90	Callaghan, et al.	128	419 PG	8/7/89
		5,350,410	9/27/94	Kleks, et al.	607	28	11/23/92
		6,275,734 B1	8/14/01	McClure, et al.	607	27	12/30/98

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLA- TION

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Page, Etc.)							

EXAMINER	DATE CONSIDERED
----------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

LIST OF ART CITED BY APPLICANT (Use several sheets if necessary)				SERIAL NO.		ATTORNEY DOCKET NO. A03P3006-US1	
Sheet 2 of 2				APPLICANT Paris			
				FILING DATE herewith		GROUP	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
		6,045,513	4/4/00	Stone, et al.	600	508	5/13/98
		6,102,874	8/15/00	Stone, et al.	600	595	1/19/00
		6,190,324 B1	2/20/01	Kieval, et al.	600	483	4/28/99
		6,280,409 B1	8/28/01	Stone, et al.	604	67	9/28/99
		6,361,503 B1	3/26/02	Starobin, et al.	600	508	6/26/00
		6,438,408 B1	8/20/02	Mulligan, et al.	600	510	12/28/00
		6,529,771 B1	3/4/03	Kieval, et al.	600	509	11/27/00
		6,648,829 B2	11/18/03	Starobin, et al.	600	508	12/26/01
		6,648,830 B2	11/18/03	Starobin, et al.	600	508	12/26/01
		US2002/0115939 A1	8/22/02	Mulligan, et al.	600	510	12/28/00
		US2002/0151806 A1	10/17/02	Starobin, et al.	600	509	12/26/01
		US2002/0151811 A1	10/17/02	Starobin, et al.	600	520	12/26/01
		US2003/0074029 A1	4/17/03	Deno, et al.	607	23	12/28/00
		US2003/0149370 A1	8/7/03	Starobin, et al.	600	515	12/3/02
		US2003/0208106 A1	11/6/03	Anderson, et al.	600	300	5/3/02

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLA- TION
		WO 00/64336 A1	11/2/00	PCT	A61B	5/00	no
		WO 02/053026 A2	7/11/02	PCT	A61B	5/00	no
		WO 02/053026 A3	7/11/02	PCT	A61N	1/365	no
		WO 02/053228 A1	7/11/02	PCT	A61N	1/365	no
		WO 03/057032 A1	7/17/03	PCT	A61B	0452	no
		WO 03/057033 A1	7/17/03	PCT	A61B	5/0452	no

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Page, Etc.)							

EXAMINER	DATE CONSIDERED
----------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.